



THE CITY OF NEW YORK
LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, NY 10007

MICHAEL A. CARDOZO
Corporation Counsel

Susan P. Scharfstein
Special Federal Litigation Division
212-227-4071
Facsimile: (212) 788-9776
sscharfs@law.nyc.gov

June 10, 2007

BY HAND

Honorable Victor Marrero
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6-11-08

Re: Perez, et al. v. City of New York, et al., 08 CV 4762 (VM)

Dear Judge Marrero:

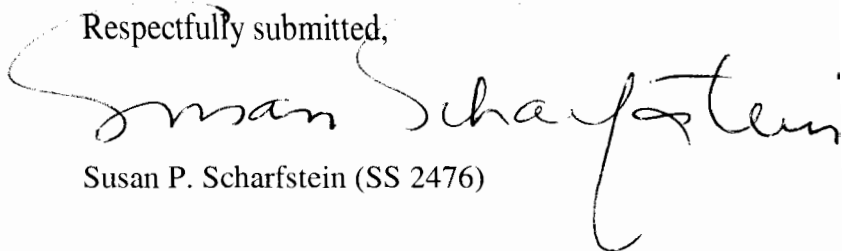
I am an attorney in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, counsel for defendants City of New York and the New York City Police Department in the above-referenced action brought pursuant to 42 U.S.C. § 1983. Defendants respectfully requests that the time to respond to the complaint be extended by sixty days from the current due date of June 11, 2008, to August 11, 2008. Plaintiffs' counsel has consented to this request for an enlargement of time.

We request this enlargement of time because, in keeping with this office's obligations under Rule 11 of the Federal Rules of Civil Procedure, we need this additional time to investigate the allegations of the complaint. It is our understanding that the records of the underlying criminal matter, including police records, may have been sealed pursuant to New York Criminal Procedure Law § 160.50. Therefore, this office is in the process of forwarding to plaintiffs for execution consents and authorizations for the release of sealed records so that defendants can access the information, properly assess the case, and respond to the complaint.


No previous request for an extension of time to respond to the complaint has been made. Accordingly, we respectfully request that defendants' time to answer or otherwise respond to the complaint be extended to August 11, 2008.

Thank you for your consideration herein.

Respectfully submitted,


Susan P. Scharfstein (SS 2476)

cc: Irving Cohen, Esq.
Attorney at Law
233 Broadway, Suite 2701
New York, NY 10279
(by hand)

Request GRANTED. The time for defendant(s) to answer or otherwise move with respect to the complaint in this action is extended to <u>8-11-08</u>	
SO ORDERED.	
<u>6-11-08</u> DATE	 VICTOR MARRERO, U.S.D.J.